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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/823,425	03/30/2001	Bryan G. Yamamoto	MPT-001	9393
22888	7590	06/21/2006	EXAMINER	
BEVER HOFFMAN & HARMS, LLP TRI-VALLEY OFFICE 1432 CONCANNON BLVD., BLDG. G LIVERMORE, CA 94550			VU, THONG H	
			ART UNIT	PAPER NUMBER
			2142	

DATE MAILED: 06/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/823,425	YAMAMOTO, BRYAN G.	
	Examiner Thong H. Vu	Art Unit 2142	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

1) Responsive to communication(s) filed on 05 June 2006.

2a) This action is FINAL.                  2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

4) Claim(s) 1-14,17-25 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) Claim(s) \_\_\_\_\_ is/are allowed.

6) Claim(s) \_\_\_\_\_ is/are rejected.

7) Claim(s) \_\_\_\_\_ is/are objected to.

8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All    b) Some \* c) None of:

1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

1) Notice of References Cited (PTO-892)

2) Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
 Paper No(s)/Mail Date \_\_\_\_\_.

4) Interview Summary (PTO-413)  
 Paper No(s)/Mail Date. \_\_\_\_\_.

5) Notice of Informal Patent Application (PTO-152)

6) Other: \_\_\_\_\_.

Art Unit: 2142

1. Claims 1-14,17-25 are pending. Claims 15-16 are canceled. Claims 1 and 14 have been amended.

***Response to Arguments***

2. Applicant's arguments, see pages 9-24, filed 6/05/06, with respect to the rejection(s) of claim(s) 1-14 and 17-25 under Dye have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of Katinsky. This is a Final Office Action.

***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-14,17-25 are rejected under 35 U.S.C. 102(e) as being anticipated by Katinsky et al [Katinsky 6,452,609 B1].

3. As per claim 1, Katinsky discloses a data display system implemented by configuring generic client software, the data display system comprising:

a data display frame configured to display a current data record [Katinsky, the currently valid media object, col 15 lines 16-42]; and

a data list frame configured to display a first set of data identifiers and having a current data identifier marker for indicating a current data identifier corresponding to the current data record [Katinsky, current playlist tab name, col 8 lines 50-60, Fig 2C; the play lists, a marker, current status, col 5 line 35-col 6 line 17, Fig 6A-6C];

a data frame lock that indicates whether the data display frame (i.e.: media object) contains a valid data page [Katinsky, size lock, col 6 lines 46-61; a lock/unlock button, col 7 lines 1-15; the currently valid media object, col 15 lines 16-42]; and

a data frame list frame lock that indicates whether the data list frame contains a valid data page [Katinsky, the content database, col 9 lines 18-34];

wherein the data display frame and the data list frame can facilitate accessing server software over a wide area network [Katinsky, web server, col 10 lines 9-36], and wherein the data display frame and the data list frame are synchronized over the wide area network using the data display frame lock and the data list frame lock [Katinsky, graphics synchronized, col 4 lines 7-25; col 7 lines 15-50].

4. As per claim 2, Katinsky discloses a parent frame containing the data display frame and the data list frame [Katinsky, list and sublist, col 5 lines 15-25].

5. As per claim 3, Katinsky discloses the parent frame further comprises a plurality of command scripts list command [Katinsky, list and tabs, col 8 lines 33-50].

6. As per claim 4, Katinsky discloses the data display frame further comprises a next button associated with a next command script from the plurality of command scripts [Katinsky, the next button, col 6 lines 19-31].

7. As per claim 5, Katinsky discloses the data display frame further comprises a previous button associated with a previous command script from the plurality of command scripts [Katinsky, the previous button, col 6 lines 19-31].

8. As per claim 6, Katinsky discloses the next command script is configured to request a new current data record [Katinsky, the currently valid media object, col 15 lines 16-43].

9. As per claim 7, Katinsky discloses the next command script is also configured to update the current data identifier marker [Katinsky, update, col 9 lines 18-33; marker, col 5 lines 62-67].

10. As per claim 8, Katinsky discloses the next command script is also configured to request a second set of data identifiers when the current data record corresponds to a last data identifier in the first set of data identifiers [Katinsky, current playlist tab name, col 8 lines 50-60, Fig 2C].

11. As per claim 9, Katinsky discloses the current data identifier marker is an arrow [Katinsky, marker, col 5 lines 62-67].

12. As per claim 10, Katinsky discloses the current data identifier marker is signified by highlighting the current data identifier [Katinsky, highlighted, col 4 lines 57].

13. As per claim 11, Katinsky discloses the data list frame includes a set of status markers for the set of data identifiers [Katinsky, status of the playlists, col 9 line 63-col 10 line 8].

14. As per claim 12, Katinsky discloses the data display system is an email client as inherent feature of Internet application.

15. As per claim 13, Katinsky discloses the generic client software is a web browser [Katinsky, web browser, col 4 line 23].

16. Claims 14,17-25 contain the identical limitations set forth of apparatus claims 1,2-13 respectively. Therefore, claims 14,17-25 are rejected for the similar rationale set forth in claims 1,2-13.

**THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within

Art Unit: 2142

TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner *Thong Vu*, whose telephone number is (571)-272-3904. The examiner can normally be reached on Monday-Thursday from 6:00AM-3:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, *Andrew Caldwell*, can be reached at (571) 272-3868. The fax number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval PAIR system. Status information for published applications may be obtained from either Private PMR or Public PMR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

***Thong Vu***  
***Primary Examiner***  
***Art Unit 2142***

